

Carlos Hernández
Mayor

Vivian Casáls-Muñoz
Council President

Jose F. Caragol
Council Vice President



Council Members
Katharine Cue-Fuente
Isis Garcia-Martinez
Paul B. Hernández
Lourdes Lozano
Carl Zogby

City Council Agenda September 11, 2018 7:00 P.M.

Call to Order

Roll Call

Invocation given by Marbelys Fatjo, City Clerk

Pledge of Allegiance to be led by Council President Casáls-Muñoz

MEETING GUIDELINES

The following guidelines have been established by the City Council:

- **ALL LOBBYISTS MUST REGISTER WITH THE CITY CLERK**
- As a courtesy to others, please refrain from using cellular telephones or other similar electronic devices in the Council Chamber.
- A maximum of three (3) speakers in favor and three (3) speakers in opposition will be allowed to address the Council on any one item. Each speaker's comments will be limited to three (3) minutes.
- No signs or placards, in support of or in opposition to an item or speaker, shall be permitted within the Council Chamber.
- Members of the public may address the City Council on any item pertaining to City business during the Comments and Questions portion of the meeting. A member of the public is limited to one appearance before the City Council and the speaker's comments will be limited to three (3) minutes.

- **PRESENTATIONS**

1. ANNOUNCEMENT OF AMENDMENTS/CORRECTIONS TO THE AGENDA

2. CONSENT AGENDA

All items listed with letter designations are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember, the Mayor or a resident so requests, in which case the item will be removed from the consent agenda and considered along with the regular order of business.

- A. Request permission to approve the minutes of the City of Hialeah Council Meeting held on August 28, 2018. (OFFICE OF THE CITY CLERK)
- B. Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Gym Source USA LLC, vendor providing the lowest quotation, for the purchase of City Hall-Gymnasium rubber flooring, in a total amount of \$28,776.88, and further request for approval of a ten percent (10%) contingency amount of \$2,878.00 for any unforeseen conditions that may arise during the flooring work, a for a total cumulative amount not to exceed \$31,654.88. (CONSTRUCTION & MAINTENANCE DEPT.)
- C. Request permission to waive competitive bidding, since it is advantageous to the City in that the vendor has agreed to maintain the same unit prices and services rendered to the City during the last fiscal year, and issue a purchase order to Anro Enterprises, Inc., d/b/a Diago Dry Cleaners, vendor providing the lowest quotation, for dry cleaning services, for a total cumulative amount not to exceed \$31,000. (FIRE DEPT.)
- D. Request permission to waive competitive bidding, since it is advantageous to the City, and issue two (2) purchase orders to All Uniform Wear Corp., vendor providing the lowest quotation, with the first purchase order being to purchase uniforms for fire personnel, in the amount of \$40,000.00, and the second purchase order to purchase uniforms for dispatch personnel, in the amount of \$10,000, for a total cumulative expense amount not to exceed \$50,000. (FIRE DEPT.)
- E. Request permission to utilize Minnesota Multistate Contracting Alliance for Pharmacy Contract No. MMS24001, a competitively bid governmental contract, since it is advantageous to the City, and issue a purchase order to Cardinal Health 110, LLC., d/b/a Cardinal Distribution, for the purchase of pharmaceuticals, vaccines, and medical supplies, in a total cumulative amount not to exceed \$50,000. (FIRE DEPT.)
- F. Request permission to utilize Lake County Contract No. 17-0606H - *Fire Equipment Parts-Supplies-Service*, effective through June 30, 2019, and issue a purchase order to Municipal Equipment Company, LLC, for the purchase of tools and equipment, in a total cumulative

amount not to exceed \$15,000. (FIRE DEPT.)

- G.** Request permission to utilize Lake County Contract No. 17-0606H - *Fire Equipment Parts-Supplies-Service*, effective through June 30, 2019, and issue a purchase order to Municipal Equipment Company, LLC, for the purchase of fire suppression foam, in a total cumulative amount not to exceed \$15,000. (FIRE DEPT.)
- H.** Request permission to utilize State of Florida Contract No. 21100000-15-1 - *Agriculture and Lawn Equipment*, effective through June 30, 2020, and issue a purchase order to Kelly Tractor Co., for the purchase of caterpillar parts and service, in a total cumulative amount not to exceed \$95,000. (FLEET & MAINTENANCE DEPT.)
- I.** Request permission to utilize City of Hialeah Bid No. 2013/14-3220-12-010 – *Allison Transmission Rebuild*, awarded for a period of one year with the option to renew for an additional contract period, and issue a purchase order to Rainbow Transmission & Auto Center Inc., for the rebuilding of Allison transmissions for City trucks and buses, in a total cumulative amount not to exceed \$60,000. (FLEET MAINTENANCE DEPT.)
- J.** Request permission to utilize Miami-Dade County Bid No. 8193-0/12 – *Automotive Vehicles – Prequalification*, effective through January 31, 2019, and issue a purchase order to Palmetto Ford Truck Sales, Inc., for the purchase of Ford and Sterling truck parts for City vehicles, in a total cumulative amount not to exceed \$50,000. (FLEET MAINTENANCE DEPT.)
- K.** Request permission to utilize State of Florida Contract No. 25172500-2-WSCA-15-ACS-*Tires, Tubes and Services*, effective through March 31, 2019, and issue a purchase order to Tiresoles of Broward, Inc., for the purchase of tires and road call service for City vehicles, in a total cumulative amount not to exceed \$235,000. (FLEET & MAINTENANCE DEPT.)
- L.** Request permission to utilize Miami-Dade County Bid No. RTQ –00676 - *Gasoline and Diesel*, effective through October 31, 2023, and issue a purchase order to Mansfield Oil Company of Gainesville, Inc., since it is advantageous to the City, for the purchase of gas and diesel for City vehicles, in a total cumulative amount not to exceed \$930,000. (FLEET MAINTENANCE DEPT.)
- M.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Jorge L Leon Car Wash Inc, in that this vendor has been responsive in servicing the City for the past ten (10) years, for the service of washing City Transit buses, in a total cumulative amount not to exceed \$40,000. (FLEET MAINTENANCE DEPT.)
- N.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Jorge L Leon Car Wash Inc., in that this vendor has been responsive in servicing the City for the past ten (10) years, for the service of washing City vehicles, in a total cumulative amount not to exceed \$45,000. (FLEET MAINTENANCE DEPT.)
- O.** Request permission to issue a purchase order to Sullivan and Sullivan Inc., d/b/a Interstate Batteries of Miami and the Florida Keys, sole source vender, for the purchase of vehicle batteries for City vehicles, in a total cumulative amount not to exceed \$30,000. (FLEET MAINTENANCE DEPT.)

- P.** Request permission to utilize Miami-Dade County Bid No. 2121-2/13-2 – *Fire Rescue Replacement Equip-Prequal*, effective through February 28, 2019, and issue a purchase order to REV RTC, Inc. d/b/a Hall-Mark RTC, since it is advantageous to the City, for the purchase of emergency equipment parts and accessories for City vehicles, in a total cumulative amount not to exceed \$95,000. (FLEET MAINTENANCE DEPT.)
- Q.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Gus Machado Ford, Inc., for the purchase of Ford parts at cost plus eight percent (8%) for City vehicles, for a total cumulative amount not to exceed \$75,000. (FLEET MAINTENANCE DEPT.)
- R.** Request permission to utilize Miami-Dade County Bid No. 5745-2/14-2 – *Parts/SVCS for Buses & Sup Equip-Prequal*, effective through March 31, 2020, and issue a purchase order to Florida Transportation Systems, Inc., since it is advantageous to the City, for the purchase of automotive parts and accessories for City buses, in a total cumulative amount not to exceed \$115,000. (FLEET MAINTENANCE DEPT.)
- S.** Request permission to utilize Miami-Dade County Bid No. 8889-1/24 – *Tire Retreading Services-Prequal*, effective through October 31, 2019, and issue a purchase order to Fedan Corp. d/b/a Fedan Tire Co., since it is advantageous to the City, for the purchase of recap tires for City vehicles, in a total cumulative amount not to exceed \$50,000. (FLEET MAINTENANCE DEPT.)
- T.** Request permission to utilize Miami-Dade County Bid No. 5745-2/14-2 – *Parts/SVCS for Buses & SUP Equip-Prequal*, effective through March 31, 2020, and issue a purchase order to Electric Sales and Service, Inc., since it is advantageous to the City, for the purchase of starters and alternators for City trucks and vehicles, in a total cumulative amount not to exceed \$25,000. (FLEET MAINTENANCE DEPT.)
- U.** Request permission to utilize Miami-Dade County Bid No. 5745-2/14-2 – *Parts/SVCS for Buses & SUP Equip-Prequal*, effective through March 31, 2020, and issue a purchase order to K.V.P Enterprises, Inc., d/b/a Expert Diesel, since it is advantageous to the City, for the purchase of engine parts for the City's heavy equipment, in a total cumulative amount not to exceed \$125,000. (FLEET MAINTENANCE DEPT.)
- V.** Request permission to utilize Miami-Dade County Bid No. 5745-2/14-2 – *Parts/SVCS for Buses & SUP Equip-Prequal*, effective through March 31, 2020, and issue a purchase order to Cummins Inc., d/b/a Cummins Power South, since it is advantageous to the City, for the purchase of Cummins equipment parts and accessories for City trucks, in a total cumulative amount not to exceed \$50,000. (FLEET MAINTENANCE DEPT.)
- W.** Request permission to utilize State of Florida Contract No. 21100000-15-1 - *Agriculture and Lawn Equipment*, effective through June 30, 2020, and issue a purchase order to Ring Power Corporation., for the purchase of heavy equipment parts and service, in a total cumulative amount not to exceed \$30,000. (FLEET & MAINTENANCE DEPT.)
- X.** Request permission to utilize Miami-Dade County Bid No. 5745-2/14-2 – *Parts/SVCS for Buses & SUP Equip-Prequal*, effective through March 31, 2020, and issue a purchase order to Rechten International Trucks, Inc., since it is advantageous to the City, for the purchase

of truck parts and accessories for City trucks, in a total cumulative amount not to exceed \$80,000. (FLEET MAINTENANCE DEPT.)

- Y.** Request permission to utilize City of Hialeah Bid No. 2011/12-3220-36-038 – *Furnish and Install Emergency Vehicle Equipment- Fire and Police Fleet and Maintenance*, awarded for a period of thirty-six (36) months with the option to renew yearly, and issue a purchase order to Rainbow Emergency Equipment, since it is advantageous to the City, for the purchase of emergency equipment and supplies for City vehicles, in a total cumulative amount not to exceed \$160,000. (FLEET MAINTENANCE DEPT.)
- Z.** Request permission to waive competitive bidding, since it is advantageous to the City in that the City has been doing business with this vendor for the past ten (10) years, and issue a purchase order to Power Truck Repair, Inc., to repair leaf springs, king pins and front ends on Fire and Water & Sewer trucks, in a total cumulative amount not to exceed \$35,000. (FLEET MAINTENANCE DEPT.)
- AA.** Request permission to utilize City of Miami Contract No. FB-00399 - *Purchase of OEM and OE Parts and Repairs*, effective through February 28, 2023, and issue a purchase order to Pat's Pump & Blower, L.L.C., for the purchase of water pump parts and services for Aquatech sewer cleaner, in a total cumulative amount not to exceed \$45,000. (FLEET & MAINTENANCE DEPT.)
- BB.** Request permission to utilize City of Miami Contract No. FB-00399 - *Purchase of OEM and OE Parts and Repairs*, effective through February 28, 2023, and issue a purchase order to IEH Auto Parts LLC, d/b/a Auto Plus Auto Parts, for the purchase of Ford and AC Delco parts, in a total cumulative amount not to exceed \$125,000. (FLEET & MAINTENANCE DEPT.)
- CC.** Request permission to issue a purchase order to American Battery Company, sole source vendor, for the purchase of automotive batteries for City vehicles and trucks, in a total cumulative amount not to exceed \$75,000. (FLEET MAINTENANCE DEPT.)
- DD.** Request permission to waive competitive bidding, since it is advantageous to the City in that this vendor has been doing business with the City for the past eighteen (18) years, and issue a purchase order to Milans Machine Shop & Welding, Inc., for the service of fabricating obsolete parts, tools, equipment and welding for the City, in a total cumulative amount not to exceed \$35,000. (FLEET AND MAINTENANCE DEPT.)
- EE.** Request permission to utilize Miami-Dade County Bid No. 8318-5-/17-5 – *Petroleum Products- Prequalification*, effective through December 31, 2022, and issue a purchase order to Tropic Oil Company, since it is advantageous to the City, for the purchase of oil and lubricants for City vehicles, in a total cumulative amount not to exceed \$95,000. (FLEET MAINTENANCE DEPT.)
- FF.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Urbieta Oil Inc., for the purchase of fuel for City vehicles, in a total cumulative amount not to exceed \$1,200,000. (FLEET MAINTENANCE DEPT.)
- GG.** Request permission to utilize Miami-Dade County Bid No. 9535-1/21-1 – *Tools & Accessories- Pre-Qualification*, effective through April 30, 2022, and issue a purchase order to W.W Grainger Inc., since it is advantageous to the City, for the purchase of tools and

accessories, in a total cumulative amount not to exceed \$25,000. (FLEET MAINTENANCE DEPT.)

- HH.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Tranny Tech Inc., for repairs on transmissions of City vehicles, in a total cumulative amount not to exceed \$50,000. (FLEET AND MAINTENANCE DEPT.)
- II.** Request permission to utilize Miami-Dade County Bid No. 5745-2/14-2 – Parts/SVCS for Buses & SUP Equipment-Prequal, effective through March 31, 2020, and issue a purchase order to Hunt Incorporated d/b/a Thermo King of Miami, since it is advantageous to the City, for the purchase of air conditioner repairs for rescue vehicles, in a total cumulative amount not to exceed \$30,000. (FLEET MAINTENANCE DEPT.)
- JJ.** Request permission to utilize Miami-Dade County Bid No. 5745-2/14-2 – *Parts/SVCS for Buses & Sup Equipment-Prequal*, effective through March 31, 2020, and issue a purchase order to TPH Acquisition LLLP, since it is advantageous to the City, for the purchase of automotive parts and accessories for City vehicles, in a total cumulative amount not to exceed \$85,000. (FLEET MAINTENANCE DEPT.)
- KK.** Request permission to utilize State of Florida Contract No. 25172500-2-WSCA-15-ACS-*Tires, Tubes and Services*, effective through March 31, 2019, and issue a purchase order to The Goodyear Tire & Rubber Company, for the purchase of tires for City vehicles, in a total cumulative amount not to exceed \$235,000. (FLEET & MAINTENANCE DEPT.)
- LL.** Request permission to waive competitive bidding, since it is advantageous to the City in that this is the only vendor repairing big equipment, and issue a purchase order to Tio & Sobrino Collision Works Inc., d/b/a T & S Collision Center, for the repair of big equipment, in a total cumulative amount not to exceed \$35,000. (FLEET AND MAINTENANCE DEPT.)
- MM.** Request permission to increase purchase order # 2018-121, issued to KVP Enterprise Inc., d/b/a Expert Diesel, for the purchase of engine parts for the City's heavy equipment, by an additional amount of \$25,000, in a new total cumulative amount not to exceed \$150,000. (FLEET AND MAINTENANCE DEPT.)
- NN.** Request permission to utilize State of Florida Contract No. 43211500-WSCA-15-ACS-*Computer Equipment, Peripherals & Services*, effective through March 31, 2020, and issue a purchase order to Dell Marketing Corporation, for the purchase of three (3) new servers for City-wide core functions within the Information Technology Department, in a total cumulative amount not to exceed \$28,713.75. (INFORMATION TECHNOLOGY DEPT.)
- OO.** Request permission to utilize State of Florida Contract No. 43211500-WSCA-15-ACS-*Computer Equipment, Peripherals & Services*, effective through March 31, 2020, and issue a purchase order to Dell Marketing Corporation., for the maintenance renewal of Enterprise Vault System, in a total cumulative amount not to exceed \$24,937.50. (INFORMATION TECHNOLOGY DEPT.)
- PP.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to ConvergeOne, Inc., due to that this is the City's current vendor, the purchase of Avaya phone system support and maintenance, in a total cumulative amount not to exceed \$35,151.60. (INFORMATION TECHNOLOGY DEPT.)

- QQ.** Request permission to issue a purchase order to Milian, Swain & Associates, Inc., the consulting engineers and utility financial advisors of the City's Department of Public Works approved by the City Council, to provide technical engineering support services, for a period of twelve (12) months, in a total cumulative amount not to exceed \$502,668.09. (DEPT. OF PUBLIC WORKS)
- RR.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Core & Main LP, sole source vendor, for the purchase of Sensus water meters, in a total cumulative amount not to exceed \$64,000. (DEPT. OF PUBLIC WORKS)
- SS.** Request permission to issue a purchase order to Milian, Swain & Associates, Inc, the consulting engineers and utility financial advisors of the City's Department of Public Works approved by the City Council, to provide administrative support and utility financial advisor services, in a total cumulative amount not to exceed \$336,000. (DEPT. OF PUBLIC WORKS)
- TT.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order #2018-591, issued to Olmedo Printing Corporation, for printing services, by an additional amount of \$15,000, for a new total cumulative amount not to exceed \$95,000. (DEPT. OF PUBLIC WORKS)
- UU.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Home Depot, to purchase operational supplies as needed for fiscal year 2018-2019, in a total cumulative amount not to exceed \$90,000 to be allocated to various City departments. (PURCHASING DIV.)
- VV.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order #2018-8, issued to R & C Management, Inc., for the use of outsource printing projects that are not cost effective when produced in-house, by an additional amount of \$3,000, in a new total cumulative amount not to exceed \$18,000. (PURCHASING DIV.)
- WW.** Request permission to utilize State of Florida Contract No. 14111500-15-1- *Office, Virgin and Recycled Content*, effective through June 19, 2021, and issue a purchase order to Mac Papers Inc., for the procurement of paper supply, for a total cumulative amount not to exceed \$70,000. (PURCHASING DIV.)
- XX.** Request permission to issue a purchase order to Office Depot, Inc., to purchase office supplies, in a total cumulative amount not to exceed \$125,000 to be allocated through various City departments. (PURCHASING DIV.)
- YY.** Request permission to utilize U.S Communities Contract No. R-TC-17006 - *Amazon Business Contract*, effective through January 18, 2022, and issue a purchase order to Amazon Capital Services, Inc., for online marketplace for the purchase of products and services, to be allocated through various City departments, in a total cumulative amount not to exceed \$120,000. (PURCHASING DIV.)
- ZZ.** Report of Scrivener's Error – Resolution No. 2018-079 of the City Council meeting of August 28, 2018 was approved with Section 3 of the resolution providing that Deborah Storch was reappointed as: "Zoning Planner" where it should have read "Citizen that serves on a local planning agency". Additionally, Alexis Riveron was reappointed as "Citizen that

lives in the jurisdiction” where it should have read “Building Official”. The ordinance is being amended to reflect the correct “Citizens that serves on a local planning agency” and “Building Official”. (LAW DEPT.)

- AAA.** Proposed resolution authorizing the Mayor and the City Clerk, on behalf of the City, to enter into a Mutual Aid Agreement with the City of Sweetwater as a participating municipal police department to provide for requesting and rendering assistance for routine and intensive law enforcement situations from the effective date of the agreement through September 30, 2023, a copy of which is attached hereto and made a part hereof as Exhibit “1” and providing for an effective date. (POLICE DEPT.)
- BBB.** Proposed resolution authorizing the application for, and if awarded, the acceptance of, a grant from the United States Department of Justice, Bureau of Justice Assistance Grant Program, for the total amount of \$52,134.00, for the procurement of police patrol vehicles and compliance with the FBI National Incident-Based Reporting System (NIBRS) Project; and authorizing the Mayor or his designee to execute all necessary documents in furtherance thereof; and authorizing the establishment of a separate interest bearing trust account designated for this program, a copy of which is attached hereto and made a part hereof as Exhibit “1”. (POLICE DEPT.)
- CCC.** Proposed resolution authorizing the Mayor or his designee to approve the Hialeah Police Department’s submission of an application for a grant award from the United States of Justice, Bureau of Justice Assistance, for the total amount of \$52,134.00, for national incident-based reporting system compliance activities and the procurement of police patrol vehicles; and authorizing the Mayor or his designee to execute all necessary documents in furtherance thereof, a copy of which is attached hereto and made a part hereof as Exhibit “1”, and providing for an effective date. (POLICE DEPT.)

3. ADMINISTRATIVE ITEMS

- 3A.** Second reading and public hearing of proposed ordinance amending Chapter 78 entitled “Solid Waste”, Article IV. Supplemental Regulations for Garbage, Waste and Recycling Dumpsters, of the Code of Ordinances of the City of Hialeah, and in particular, revising section 78-107, “Applicability”, to provide for an administrative waiver of the dumpster enclosure requirements; and further adding a new section, Hialeah Code § 78-111 entitled “Administrative Waiver of Dumpster Enclosure Requirements” creating a procedure and setting standards for the approval of a waiver; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for inclusion in code; providing for a severability clause; and providing for an effective date. (ADMINISTRATION)

<i>Item was approved on first reading by the City Council on August 28, 2018.</i>

- 3B.** Second reading and public hearing of proposed ordinance to enter into a lease agreement between the City of Hialeah, as landlord, and city of Hialeah Education Academy, Inc., a Florida not-for-profit corporation, as tenant, for use of the school facility located at Slade Park consisting of 41,603 square feet, more or less, located at 2590 West 76 Street, Hialeah, Florida, for a term of three years, commencing on July 1, 2018 and ending on

June 30, 2021, for an annual base rent amount of \$550.00 for each student enrolled, payable in equal monthly installments, and a usage fee of \$180,012.21 for the first year for city services, including \$75.00 for each student enrolled as a cost allocation to the ECS Department for its administrative services, and use of library and park facilities, with a 3% annual increase for each of the two successive years, in substantial form as attached hereto and made a part hereof as Exhibit "1"; providing penalties for violation hereof; providing for a severability clause and providing for an effective date.(ADMINISTRATION)

<i>Item was approved on first reading by the City Council on August 28, 2018.</i>

- 3C.** First reading of proposed ordinance amending Chapter 70 entitled “Retirement and Pension”, Article IV. Employees General Retirement System, Division 4 entitled “Membership” implementing the changes to the pension plan bargained for between the Fraternal Order of Police, Lodge No. 12 and the City for police officer members, in particular revising § 70-208 entitled “Purchase Of Membership Service Credit Time”; revising § 70-210 entitled “Member Contributions To Retirement Plan”; revising § 70-238 entitled “Service Retirement Allowance” in division 5, entitled “Benefits”; and revising § 70-260 entitled “Eligibility” in division 6, entitled “Additional Benefits for Firefighter and Police Officer Members Required by Chapters 175 and 185, Florida Statutes and other benefits already provided”; repealing all ordinances or parts of ordinances in conflict herewith; providing for penalties hereof; providing for inclusion in the code; providing for a severability clause and providing for an effective date.(ADMINISTRATION)
- 3D.** First reading of proposed ordinance accepting the right of way deed attached as Exhibit “1” from Florida Recycling Center, LLC, a Florida Limited Liability Company, conveying vacant land comprised of approximately 1,150 square feet or 0.026 acres in area for public highway purposes and all purposes incidental thereto; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (ADMINISTRATION)
- 3E.** First reading of proposed ordinance approving the dedication of approximately 7,006 square feet of land abutting NW 97 Avenue to Miami-Dade County for Right-of-Way purposes; approving the terms of dedication in substantial conformity with the deed attached hereto and made a part hereof as Exhibit 1; authorizing the Mayor and the City Clerk, as attesting witness, to execute the right of way deed on behalf of the City; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date. (ADMINISTRATION)
- 3F.** First reading of proposed ordinance revising the Hialeah, Fla., Land Development Code to reflect pertinent changes to the Hialeah Code and relevant changes in State Law enacted since the date of the last revision; repealing all ordinances or parts of ordinances in conflict therewith; providing for inclusion in the Hialeah, Fla., Land Development Code and the Hialeah Code; providing for a severability clause and providing for an effective date. (PLANNING AND ZONING)

- 3G.** First reading of proposed ordinance accepting the right of way deed attached as Exhibit “1”

from Above Investments, LLC, a Florida Limited Liability Company, conveying vacant land comprised of approximately 80,035 square feet or 1.0837 acres in area for public highway purposes and all purposes incidental thereto; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (ADMINISTRATION)

4. BOARD APPOINTMENTS

5. UNFINISHED BUSINESS

6. NEW BUSINESS

7. COMMENTS AND QUESTIONS

ZONING

Administration of Oath to all applicants and anyone who will be speaking before the City Council on any Zoning, Land Use or Final Decision Item

Attention Applicants:

- Items approved by the City Council are subject to the Mayor's approval or veto. The Mayor may withhold his signature or veto the item. If the Mayor's signature is withheld, the item is not effective until the next regularly scheduled meeting. If the Mayor vetoes the item, the item is rejected unless the Council overrides the veto at the next regular meeting.

PZ 1. First reading of proposed ordinance rezoning property from c-1 (Restricted Retail Commercial District) to R-3-4 (Multi-Family District); and granting a variance permit to allow the construction of a 4-unit multifamily building in a substandard lot with a length of 87.50 feet, where 100 feet is the minimum required; an area of 7,040 square feet, where 7,500 square feet is the minimum required; allow a 15 foot front setback, where 25 feet are required; allow a 26% pervious area, where 30% is the minimum required; and allow a 3 foot landscape buffer, where 7 feet are required; all contra to Hialeah Code of Ordinances §§ 98-348(a), 98-589 and 98-2056(b)(1); and the City of Hialeah Landscape Manual, updated July 9, 2015, § (c)(3). Property zoned C-1 (Restricted Retail Commercial District); **Located at 545 West 24 Street, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a

severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 22, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Gilberto Aguila, 5735 West 12th Lane, Hialeah, Florida 33012.</i>
<i>Registered Lobbyist: Oscar Gonzalez, 7901 West 25th Avenue, Hialeah, Florida 33016.</i>

PZ 2. First reading of proposed ordinance granting a variance permit to allow 509 parking spaces, where 568 are required; property zoned RDD (Residential Development District); contra to Hialeah Code of Ordinances §§ 98-2189(19)b. and 98-2203(a). **Property located at 11055 West 36 Avenue, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 22, 2018.</i>
<i>Planner's Recommendation: Approval with conditions.</i>
<i>Owner of the Property: FC Hialeah Development, LLC, 11055 West 36th Avenue, Hialeah, Florida 33018.</i>
<i>Registered Lobbyist: Alejandro Arias, Esq., 701 Brickell Avenue, Miami, Florida 33131.</i>

PZ 3. First reading of proposed ordinance granting a variance permit to allow construction of a single family residence on a substandard lot with a frontage of 50 feet, where 75 feet are required; and an area of 7,166 square feet, where 7,500 square feet are required; all contra to Hialeah Code of Ordinances § 98-499. Property zoned R-1 (One Family District). **Property located at 80 West 39 Place, Hialeah Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 22, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Angel Ruiz (AS 29 LLC), 7441 SW 125th Court, Miami, Florida 33183.</i>

PZ 4. First reading of proposed ordinance granting a conditional use permit (CUP) to allow a new Elementary School with a maximum of 700 students pursuant to Hialeah Code of Ordinances § 98-181; and granting a variance permit to allow 62 parking spaces, where

150 parking spaces are required; all contra to Hialeah Code of Ordinances § 98-2189(8) and (9). Property zoned M-1 (Industrial District); **Property located at 8101, 8155 West 28 Avenue, and 2750 West 82 Street, Hialeah, Florida;** repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 22, 2018.</i>
<i>Planner's Recommendation: Approve CUP and variance with traffic operational plan submitted by applicant.</i>
<i>Owner of the Property: David De La Sierra, 8155 West 28th Avenue, Hialeah, Florida 33016.</i>
<i>Registered Lobbyist: Ceasar Mestre, 7600 West 20th Avenue, #220, Hialeah, Florida 33016.</i>

PZ 5. First reading of proposed ordinance repealing and rescinding Hialeah, Fla., Ordinance 09-92 (November 17, 2009), that allowed a conditional use for the facility on property zoned C-2, (Liberal Retail Commercial District) formally located at 3420 West 84 Street, Hialeah, Florida and releasing the Declaration of Restrictions recorded in or Book 27092 at Page 4082 of the public records of Miami-Dade County, Florida, binding upon the former facility; and granting a conditional use permit (CUP) to allow an adult medical educational facility for 50 students pursuant to Hialeah Code of Ordinances § 98-181. **Property located at 3418 West 84 Street, Hialeah, Florida,** zoned M-1 (Industrial District). Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 22, 2018.</i>
<i>Planner's Recommendation: Approve CUP and variance with traffic operational plan submitted by applicant.</i>
<i>Owner of the Property: David De La Sierra, 8155 West 28th Avenue, Hialeah, Florida 33016.</i>
<i>Registered Lobbyist: Ceasar Mestre, 7600 West 20th Avenue, #220, Hialeah, Florida 33016.</i>

PZ 6. First reading of proposed ordinance granting a special use permit (SUP) to allow the expansion of the neighborhood business district regulations to a property located in an activity node pursuant to Hialeah Code of Ordinance § 98-1630.8 for the sitting of a residential care and treatment facility with 38 beds on the third floor; and granting a variance permit to allow 80% of the residential units with less than 850 square feet, where a maximum of 10% of the units can have a minimum area 850 square feet; allow front setback of 7 feet, where 10 feet built to line is the minimum required; and allow 196 parking spaces, where 408 parking spaces are required; contra to Hialeah Code §§ 98-1630.2, 98-2189(7) and (16)a., and 98-1630.3(e)(1). Property zoned C-2 (Liberal Retail

Commercial District). **Property located at 7000 West 12th Avenue, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 22, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Enterprise Management Group, LLC, 7000 West 12th Avenue, #21, Hialeah, Florida 33012.</i>
<i>Registered Lobbyist: Ceasar Mestre, 7600 West 20th Avenue, #220, Hialeah, Florida 33016.</i>

LAND USE

- LU 1.** Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Low Density Residential Office and Commercial to Major Institutions. **Property located at 374, 398, 400 East 12 Street, Hialeah, Florida,** zoned R-2 (One and Two Family Residential District) and B-1 (Highly Restricted Retail District); repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 8, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Rincon De San Lazaro Inc. 1190 East 4th Avenue, Hialeah, Florida 33130.</i>
<i>Registered Lobbyist: Maria A. Gralia, Esq., 150 West Flagler Street, Suite 2200, Miami, Florida 33130.</i>
<i>Item was tabled until September 28, 2018 by the City Council on August 28, 2018.</i>

- LU 2.** Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Industrial to Transit Oriented Development District (TOD); **Property located at 4800 NW 37th Avenue, Hialeah, Florida,** zoned M-1 (Industrial District). Repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 8, 2018.</i>
<i>Planner's Recommendation: Approval.</i>

<i>Owner of the Property: 4700 NW 37th Investments, LLC., 1090 NW River Drive, #201, Miami, Florida 33136.</i>
<i>Registered Lobbyist: Jorge L. Navarro, Greenberg Traurig, 333 SE 2nd Avenue, 44th Floor, Miami, Florida 33131.</i>
<i>Item was approved on first reading by the City Council on August 28, 2018.</i>

- LU 3.** Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Commercial to Transit Oriented Development District (TOD). **Property located at 1033 East 25 Street, Hialeah, Florida**, zoned C-2 (Liberal Retail Commercial District); repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 8, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Center State Pointe, LLC., 1025 East 25th Street, Hialeah, Florida 33013.</i>
<i>Registered Lobbyist: Jorge L. Navarro, Greenberg Traurig, 333 SE 2nd Avenue, 44th Floor, Miami, Florida 33131.</i>
<i>Item was approved on first reading by the City Council on August 28, 2018.</i>

- LU 4.** Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Residential Office to Commercial. **Property located at 610 East 49th Street, Hialeah, Florida**, Zoned RO (Residential Office); repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 8, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Star Property XII LLC, 3750 West Flagler Street, Miami, Florida 33134.</i>
<i>Registered Lobbyist: Ceasar Mestre, 7600 West 20th Avenue, #220, Hialeah, Florida 33016.</i>
<i>Item was approved on first reading by the City Council on August 28, 2018.</i>

- LU 5.** Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Low Density Residential to Commercial. **Property located at 22 West 42 Street, Hialeah, Florida**, zoned RO (Residential Office); repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 8, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Roberto Correa, 5868 NW 199th Street, Hialeah, Florida 33015.</i>
<i>Registered Lobbyist: Ceasar Mestre, 7600 West 20th Avenue, #220, Hialeah, Florida 33016.</i>
<i>Item was approved on first reading by the City Council on August 28, 2018.</i>

- LU 6.** Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Medium Density Residential to High Density Residential. **Property located at 1130, 1140, 1170 West 26 Street, 2505 and 2595 West 12 Avenue, Hialeah, Florida**, zoned R-3 (Multiple-Family District); repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 8, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Oceanmar Park Apartments LLC., 16400 NW 59th Avenue, Second Floor, Miami Lakes, FL 33014.</i>
<i>Registered Lobbyist: Alejandro Villarelo, P.A, 16400 NW 59th Avenue, Second Floor, Miami Lakes, FL 33014.</i>
<i>Item was approved on first reading by the City Council on August 28, 2018.</i>

- LU 7.** Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Low Density Residential Office to Commercial. **Property located at 2901 West 16 Street, Hialeah, Florida**, zoned M-1 (Industrial District); repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on August 8, 2018.</i>

<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Hialeah Pura Vida LLC & Hialeah Pura Vida Apartments LLC., 200 South Biscayne Blvd. Suite 3200.</i>
<i>Registered Lobbyist: Javier L. Vasquez, Esq., 1450 Brickell Avenue, Suite 1900, Miami, Florida 33131.</i>
<i>Item was approved on first reading by the City Council on August 28, 2018.</i>

LU 8. First reading of proposed ordinance adopting a text amendment to the Future Land Use Element of the Hialeah, Fla., comprehensive plan to incorporate residential uses and corresponding policies and objectives in connection with the proposed redevelopment of the Mixed Use Hialeah Heights Land Use classification; repealing all ordinances or parts of ordinance in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

NEXT CITY COUNCIL MEETING: Tuesday, September 25, 2018 at 7:00 p.m.

NEXT CHARTER SCHOOL OVERSIGHT COMMITTEE MEETING: Tuesday, November 27, 2018 at 6:30 p.m.

Anyone wishing to obtain a copy of an agenda item should contact the Office of the City Clerk at (305) 883-5820 or visit at 501 Palm Avenue, 3rd Floor, Hialeah, Florida, between the hours of 8:30 a.m. and 5:00 p.m.

Persons wishing to appeal any decision made by the City Council, with respect to any matter considered at the meeting, will need a record of the proceedings and, for such purposes, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

An ordinance or resolution shall become effective when passed by the City Council and signed by the Mayor or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto. If the Mayor's veto is sustained, the affected ordinance or resolution does not become law and is deemed null and void.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations to participate in the proceeding should contact the Office of the City Clerk at (305) 883-5820 for assistance no later than seven (7) days prior to the proceeding; if hearing impaired you may telephone the Florida Relay Service at (800) 955-8771 (TDD), (877) 955-8773 (Spanish) or (800) 955-8770 (Voice).